

ORDINANCE NO. 4355

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA CALIFORNIA, AMENDING POMONA CITY CODE CHAPTER 18 (“ENVIRONMENT” PERTAINING TO REGULATING THE BUILT AND NATURAL ENVIRONMENT; AND FINDING THE ACTION TO BE EXEMPT FROM CEQA

WHEREAS, Chapter 18 (“Environment”) of the Pomona City Code regulates the natural and built environment in the City of Pomona (“City”);

WHEREAS, the existing enforcement language and definitions found in Chapter 18 were mostly written in 1959;

WHEREAS, the City seeks to update Chapter 18 to improve upon definitions, streamline the formatting of the chapter, and add clarity on what constitutes a public nuisance;

WHEREAS, the City seeks to make the enforcement of codes throughout the City more straightforward, clear, unambiguous, and efficient for both the City and the general public;

WHEREAS, the enforcement of codes is vital to protect public health, safety, and welfare of the community; and

WHEREAS, adoption of this ordinance is not subject to the California Environmental Quality Act (“CEQA”) under CEQA Guidelines section 15061(b)(3), the general rule that states that CEQA applies only to projects that have the potential for causing a significant effect on the environment. The amendments made by this ordinance do not have the potential to cause a significant effect on the environment because they authorize no new development or use.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pomona as follows:

SECTION 1. Recitals Incorporated. The City Council hereby finds that the foregoing recitals are true and correct, relies upon them in passing this ordinance, and incorporates them herein as substantive findings of this Ordinance.

SECTION 2. Be it ordained by the Council of the City of Pomona as follows:

Chapter 18 of the City of Pomona Municipal Code is hereby amended as depicted in Exhibit A.

SECTION 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase or portion thereof, irrespective

of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases or portions might subsequently be declared invalid or unconstitutional.

SECTION 4. CEQA Determination. The City Council finds that this Ordinance is not subject to the requirements of the California Environmental Quality Act, pursuant to (Guidelines) Section 15061(b)(3) as there is no potential for physical changes to the environment. Section 15061(b)(3) pertain to activities that will not result in a direct or reasonably foreseeable indirect change to the environment and that are not defined as a project under Section 15378. The amendments made by this Ordinance do not have the potential to cause a significant effect on the environment because they authorize no new development or use.

SECTION 5. Effective Date. The City Clerk shall attest and certify to the passage and adoption of this Ordinance, and shall cause same to be posted as required by law and this ordinance shall take effect thirty (30) days after its final adoption.

PASSED, APPROVED, AND ADOPTED this 17th day of March, 2025.

CITY OF POMONA:

Tim Sandoval
Mayor

APPROVED AS TO FORM:

Sonia Carvalho
City Attorney

ATTEST:

Rosalia A. Butler, MMC
City Clerk

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF POMONA

I, ROSALIA A. BUTLER, MMC, CITY CLERK of the City of Pomona do hereby certify that the foregoing Ordinance was introduced for first reading at a regular meeting of the City Council of the City of Pomona held on March 17, 2025 and was adopted at second reading at a regular meeting of the City Council of the City of Pomona held on April 7, 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Rosalia A. Butler, MMC
City Clerk

EXHIBIT A